

887

H. CLAUDIUS JORDAN
PLAINTIFF

VS

ARNOLD M. BRODBECK
DEFENDANT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

Plaintiff demurs to plea No. 1 to the first plea to count 1 of the complaint upon the ground that same alleges no defense to the allegations to the complaint in that the facts alleged by the complaint show that the debt sued for at its inception is that of the Defendant and not of Robert Minor.

Plaintiff demurs to the second count of Defendant's answer to the first plea on the ground that there is no averment in said count that Robert Minor was indebted to the Plaintiff or that Defendant is assuming the debt of another, hence no authorization in writing is required.

Plaintiff demurs to Defendant's pleas 1 and 2 to the second count of the complaint upon the same grounds as asserted to the first count substituting only the name Kenneth Murphree for that of Robert Minor.

Elliott S. Rinkley
Attorney for Plaintiff

No 887.
Law.

H. C. Jordan
Plff

v.

Carver M. Brewster
Def.

Demurrer to pleas.

Wm. S. Jordan
Att. Gen.

H. CLAUDIUS JORDAN,
doing business as the
JORDAN CLINIC,

Plaintiff,

VS.

ARNOLD M. BRODBECK,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW.

INTERROGATORIES TO BE PROPOUNDED BY THE DEFENDANT
TO THE PLAINTIFF.

1. Please furnish an itemized statement of the account on which this suit is brought prepared from the books of the original entry of the Plaintiff showing how and to whom the amounts here sued on were charged and each and every item thereof, together with the charge made therefor.

J. B. Blackburn

Attorney for Defendant.

STATE OF ALABAMA
BALDWIN COUNTY

Before me, the undersigned authority within and for said County in said State, personally appeared J. B. Blackburn, who, after being by me first duly and legally sworn, deposes and says: That he is the attorney for the Defendant in the above entitled cause and that the answers to the interrogatories above set out, if well and truly made, will be material evidence for the Defendant in the said cause.

J. B. Blackburn

Sworn to and subscribed before me
on this the 25th day of September, 1944.

Ara J. Nelson

Notary Public, State of Alabama at Large.

*Receipt of copy acknowledged and formal see -
via waiver.*

Sept 25/44.
Elliott S. Piskerly
att. for Plaintiff.

INTERROGATORIES TO BE PROPOUNDED
BY THE DEFENDANT TO THE PLAINTIFF

H. CLAUDIUS JORDAN,
doing business as the
JORDAN CLINIC,

Plaintiff,

VS.

ARNOLD M. BRODBECK,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW.

Arnold M. Brobeck
257544

H. CLAUDIUS JORDAN,
doing business as the
JORDAN CLINIC,

Plaintiff,

VS.

ARNOLD M. BRODBECK,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW.

ANSWER

Now comes the Defendant and for answer to the Complaint in this cause and to each and every count thereof separately and severally says:

1. Not guilty.

The Defendant for further answer to Count First of the Complaint sets down and assigns separately and severally the following:

1. There was no note or memorandum or other writing signed by this Defendant or by anyone authorized in writing by this Defendant to bind him by which this Defendant agreed to pay the Plaintiff for surgical treatment and care rendered to Robert Minor and the said obligation here sued on was and is the obligation of Robert Minor and not of this Defendant.

2. The debt sued on is not the debt of this Defendant but the debt of Robert Minor and this Defendant has not signed any note, memorandum or other agreement agreeing to pay the said obligation, nor has he authorized in writing any one to so bind him.

The Defendant for further answer to Count Second of the Complaint sets down and assigns separately and severally the following:

1. There was no note or memorandum or other writing signed by this Defendant or by anyone authorized in writing by this Defendant to bind him by which this Defendant agreed to pay the Plaintiff for surgical treatment and care rendered to Kenneth Murphree and the said obligation here sued on was and is the obligation of Kenneth Murphree, and not of this Defendant.

2. The debt sued on is not the debt of this Defendant but the debt of Kenneth Murphree and this Defendant has not signed any note, memorandum or other agreement agreeing to pay the said obligation, nor has he authorized in writing any one to so bind him.

J. B. Blackburn
Attorney for Defendant.

Defendant demands a trial of said cause by jury.

J. B. Blackburn
Attorney for Defendant.

2. The debt sued on is not the debt of this Defendant but the debt of Kenneth Murphree and this Defendant has not signed any note, memorandum or other agreement agreeing to pay the said obligation, nor has he authorized in writing any one to so bind him.

J. B. Blackburn
Attorney for Defendant.

Defendant demands a trial of said cause by jury.

J. B. Blackburn
Attorney for Defendant.

ANSWER

H. CLAUDIUS JORDAN,
doing business as the
JORDAN CLINIC,

Plaintiff,

VS.

ARNOLD M. BRODBECK,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW.

Filed September 25 1944
R. S. [Signature]

H. C. JORDAN,
Plaintiff

L A W

VS

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

ARNOLD BRODBECK,
Defendant

INTERROGATORIES PROPOUNDED BY PLAINTIFF
TO PAUL MCGEE, WITNESS FOR PLAINTIFF.

1. Give your age and state if you are now in the State of Alabama, also whether or not you are in the Armed Forces.
2. Were you present in Fairhope, Alabama, on the night of December 19, 1942, at the time Kenneth Murphree and Robert Minor were injured?
3. If your answer to the foregoing is "yes", did you accompany these men to the Jordan Clinic in Fairhope and were you present when they were examined by Dr. H. C. Jordan?
4. Was Mr. Arnold Brodbeck present when these men arrived at the Clinic? If not, how long after their arrival was it when he came?
5. Did you hear the conversation ^{that night} between Mr. Arnold Brodbeck and Dr. Jordan, relative to payment for the proposed surgical treatment and nursing that would be given to Murphree and Minor?
6. State as near as possible what Mr. Brodbeck said to Dr. Jordan in your presence as to paying this expense. Give as near as possible Mr. Brodbeck's language on this occasion.
7. Has Dr. Jordan or any official of the Jordan Clinic made any demand upon either of these men for payment for services rendered when they were under surgical care in Fairhope?

Rickard & Rickard
Attorneys for Plaintiff

The above named witness is a non-resident of the State of Alabama, and Plaintiff suggests the name of any commissioned officer of the witness's unit as a suitable person to act as Commissioner in taking the above deposition. Both the witness and Commissioner are in the Armed Forces of the United States outside of the State of Alabama in some location unknown to Plaintiff.

Rickard & Rickard
Attorneys for Plaintiff.

STATE OF ALABAMA:

COUNTY OF BALDWIN:

Before me, the undersigned Notary, personally appeared this day Elliott G. Rickard, who being sworn, says he is of counsel for the Jordan Clinic. ~~That Dr. H. C. Jordan is temporarily out of the State~~ and that he is reliably informed and believes, and on such information states, that Paul McGee is now away from the State of Alabama in the Armed Forces of the United States, so that it is necessary to secure his testimony by deposition in the above styled case.

Elliott G. Rickard

Subscribed and sworn to before me on this the 14th day of November, 1946.

Notary Public, Baldwin County, Alabama.

Copy of this interrogatory matter to JCS Blankenship Nov 14/46.

LAW NO. 887

H. C. JORDAN,
Plaintiff

vs

ARNOLD BRODBECK,
Defendant

INTERROGATORIES TO PAUL MCGEE
WITNESS FOR PLAINTIFF

FILED

NOV 20 1946

H. S. BUCH, CLERK

My Comm. J. Smith,
D.C.

H. CLAUDIUS JORDAN,
doing business as the
JORDAN CLINIC,

Plaintiff,

vs

ARNOLD M. BRODBECK,

Defendant

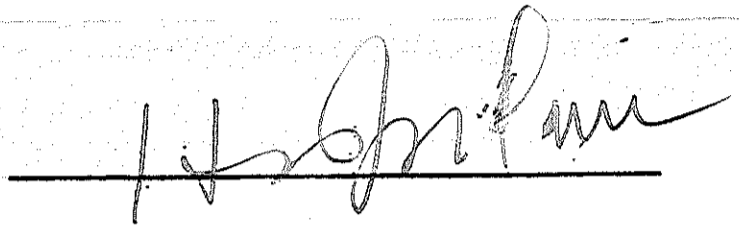
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW.

PLAINTIFF'S ANSWER TO INTERROGATORY PROPOUNDED
BY DEFENDANT.

I am a practicing physician and surgeon located at Fairhope. With this I attach itemized statements of the services which I rendered as a surgeon, and which the Jordan Clinic owned by me, furnished to Robert Minor and Kenneth Murphree, from the time they were brought into the Clinic on the night of December 19, 1942 to the time when these gentlemen were discharged, and in the case of Minor plus three office calls. The aggregate of these is \$366.25. Both young men were brought to the Clinic December 19, 1942 suffering from serious injuries received from a car with defective lights driven by Defendant's son. They were placed on the operating table and given immediate attention. Murphree stayed in the Clinic, receiving hospitalization and treatment seven and a half days. Minor was there sixty-two days. In this time they were given the best of surgical care for which my charge is that prescribed by the Alabama Medical Association and is fair and reasonable. We do not itemize each visit to a patient's bedside, the medicines, bandages and supplies furnished or the meals furnished. These are included in the general Infirmary rate and in the charge for surgical treatment. Both men were seriously hurt and when brought to the Clinic, Minor was semi-conscious, and both suffering from shock. No charge was made to these men, as Mr. Arnold Brodbeck, who came to the Clinic when the patients were brought in, expressly told me in the presence of the two men and of some of the nurses, not to do this, but give them the best of care and attention for which he, and not the patients would pay. At this request, I did so and made no charge to either patient. Later I sent Mr. Brodbeck bills but had no response. Later when my lawyer notified him that the account was in his hands, his counsel Mr. Blackburn requested that no

action be taken the, as payment by Brodbeck might prejudice him in any damage suit that might arise. Later on, copies of this statement were sent Mr. Blackburn at his request, with the fourteenth letter that Mr. Rickarby had written him, asking that the account be settled. It was, however, only just before this suit was brought that the Defendant disclaimed liability.



Subscribed and sworn to before me this the thirtieth day of September, 1944.



Notary Public, Baldwin County, Alabama

RECORDED
INDEXED
SEP 29 1944
BALDWIN COUNTY, ALABAMA

887

H. C. JORDAN
Plaintiff

vs

A.M. BRODBECK
Defendant

PLAINTIFF'S ANSWER

to

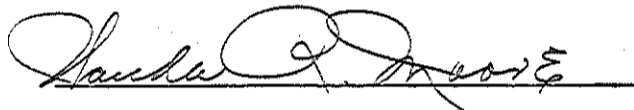
DEFENDANT'S INTERROGATORIES

Filed
9-20-46
Randall

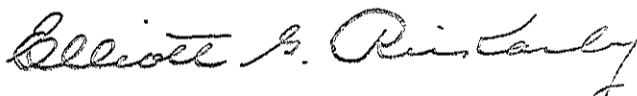
STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned Notary, personally appeared this day Wanda R. Moore, who, being sworn, says that she is the Secretary and Bookkeeper for H. C. Jordan, M.D., who is owner and proprietor of the Jordan Clinic as well as a practicing physician and surgeon; that the foregoing account and each item thereof are true and correct and that the balance of \$87.50 shown thereby to be due from Arnold Brodbeck for professional services and hospital care rendered at his request by said H. C. Jordan to Kenneth Murphree is still unpaid.



Subscribed and sworn to before me this the 5th day of September 1944.



Notary Public, Baldwin County, Alabama

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned Notary, personally appeared this day Wanda R. Moore, who, being sworn, says that she is the Secretary and Bookkeeper for H. C. Jordan, M.D., who is owner and proprietor of the Jordan Clinic as well as a practicing Physician and Surgeon and that she knows of her personal knowledge that the foregoing account and each item thereof is true and correct and that the balance of \$366.25 shown thereby to be due from Arnold M. Brodbeck for professional services and hospital care rendered at his request by H. C. Jordan to Robert Minor is still unpaid.

Wanda R. Moore

Subscribed and sworn to before me this the 5th day of September 1944.

Elliott S. Pinkley

Notary Public, Baldwin County, Alabama

H. O. JORDAN,
Plaintiff

vs.

ARNOLD M. BRODBECK,
Defendant

- - -

VERIFIED ACCOUNT

Arnold M. Brobeck
8/20/1944

H. CLAUDIUS JORDAN,
doing business as:
JORDAN CLINIC,
Plaintiff

vs

ARNOLD M. BRODBECK,
Defendant

NO. 887 L A W
CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA.

INTERROGATORIES PROPOUNDED BY PLAINTIFF TO
ROBERT H. MINOR, WITNESS FOR PLAINTIFF.

1. Give your age and state whether or not in the Armed Forces of the United States.
2. If you are not still in the Army, state when you left the service.
3. On the night of December 19, 1942, were you or were you not struck by an automobile? If so, state where and who was driving the car that struck you and where were you taken for treatment of your injuries?
4. Was Kenneth Murphree with you at the time of the injury and was he injured also?
5. If you state that you and Murphree were taken to the Jordan Clinic, did Paul McGee and Ray Barwick go there with you?
6. Were McGee and Barwick present at the time you and Murphree were being examined by Dr. H. C. Jordan that night?
7. Did Mr. Arnold Brodbeck, father of the young man who was driving the car that struck you, come to the Clinic about the time you and Murphree arrived there? If not, how long after your arrival was it before Mr. Brodbeck came?
8. Did you hear any conversation between Mr. Arnold Brodbeck and Dr. Jordan relative to payment for the proposed surgical treatment and nursing that would have to be given you and Murphree?
9. State as near as possible what Mr. Brodbeck said to Dr. Jordan in your presence as to paying this expense.
10. Did Mr. Brodbeck say anything about not rendering any charge to you two?

Riskley + Riskley
Attorneys for Plaintiff.

Plaintiff shows that the above named witness, if still in the Armed Forces of the U. S., is at present stationed outside of the State of Alabama, and, if discharged from the Service, his residence is more than one hundred miles from the place of trial of this cause so that it will be necessary to take his testimony by deposition. Plaintiff suggests ~~that~~ some commissioned officer of the witness's military outfit as a suitable commissioner in taking the deposition if witness is still in service. If witness has been discharged from the Armed Forces, the name of the Postmaster of the Town of Northport, Alabama, is suggested as commissioner.

Riskley + Riskley
Attorneys for Plaintiff.

Receipt of a copy of the foregoing interrogatories is hereby acknowledged. *Nov 6/46.*

J. B. Blackburn
Attorney for Defendant

887

H. C. JORDAN,
Plaintiff

vs

ARNOLD M. BRODBECK,
Defendant

INTERROGATORIES TO ROBERT H.
MINOR, WITNESS FOR PLAINTIFF.

FILED

NOV 8 1948

H. S. OOK, CLERK

THE STATE OF ALABAMA:

L A W

BALDWIN COUNTY:

CIRCUIT COURT BALDWIN COUNTY

SEPTEMBER TERM, 1944.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon ARNOLD M. BRODBECK, to appear and plead, answer or demur, within thirty days from the service hereof, to the Complaint filed in the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against him by H. CLAUDIUS JORDAN, doing business as THE JORDAN CLINIC.

Witness my hand this ^{21st} day of ^{Sept} 1944.

[Handwritten signature]

CLERK

H. CLAUDIUS JORDAN, doing business as the JORDAN CLINIC.

Plaintiff

L A W
CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

vs

ARNOLD M. BRODBECK

Defendant

FIRST: Plaintiff claims of the Defendant the sum of THREE HUNDRED-SIXTY SIX and 25/100 DOLLARS for surgical treatment and care rendered by Plaintiff to Robert Minor on, to wit: between December 19, 1942 and February 18, 1943, at Defendant's request.

SECOND: Plaintiff claims of the Defendant the sum of EIGHTY-SEVEN and 50/100 DOLLARS for surgical treatment and care rendered by Plaintiff to Kenneth Murphree on, to wit: between December 19th. and December 28th, 1944, at Defendant's request.

THIRD: Plaintiff claims of the Defendant the further sum of FOUR HUNDRED FIFTY-THREE and 75/100 DOLLARS due from Defendant by account on to wit, March 1, 1943.

All of which sums of money with interest thereon, are still due and unpaid.

The claims upon which this action is based are evidenced by itemized and verified accounts filed herewith.

[Handwritten signature]
Attorney for Plaintiff.

*Service accepted,
service by sheriff
waived, this 7th
day of Sept. 1944
of Arnold M. Broadbeck, Defendant
by J. B. Bladhorn, as his Attorney.*

887

H. O. JORDAN,
Plaintiff

Vs.

ARNOLD W. BRODBECK,
Defendant

SUMMONS AND COMPLAINT

*Received of my
Attorney*

[Faint, mostly illegible text, likely bleed-through from the reverse side of the page]

The State of Alabama,
Baldwin County

S. D. Page No. _____

CIRCUIT COURT

Case No. 887

Dec

Term, 1936

To Any Sheriff of the State of Alabama, GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON

Hayden Lewis

if to be found in your County, at the instance of the

alleged

to be and appear before the honorable, the Judge of the Circuit Court of Baldwin County, at the Court House thereof,

by 9:00 o'clock of the forenoon, on the 3rd day of Dec 1936, and from day to

day and term to term of said Court until discharged by law, then and there to testify, and the truth to say, in a certain

cause pending, wherein H. C. Jordan Plaintiff

and Arnold M. Brodbeck Defendant.

Herein fail not, and have you then and there this Writ.

Given under my hand and seal, this 27 day of Nov, 1936

W. J. ... CLERK.

Received in office this _____ day of

193_____

SHERIFF

I have executed this writ *by serving*
copy on
Nov. 30 1946
Hoyden Lewis

ORIGINAL

No. *887*

Page _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

H. C. Jordan

Plaintiff

VS.

Arnold M. Brodbeck

Defendant

CIVIL SUBPOENA

Issued this *27* day of

Nov 19*46*

C. E. Garrett
H. F. Hall Deputy SHERIFF

Archie J. Smith
Clerk.

H. C. JORDAN
Plaintiff

L A W

vs

ARNOLD BRODBECK
Defendant

CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

INTERROGATORIES PROPOUNDED BY PLAINTIFF TO
PAUL MC GEE, WITNESS FOR PLAINTIFF.

(1) Give your age and state if you are now in the State of Alabama, also whether or not you are in the Armed Forces.

(2) Were you present in Fairhope, Alabama, on the night of December 19, 1942, at the time Kenneth Murphree and Robert Minor were injured?

(3) If your answer to the foregoing is "yes", did you accompany these men to the Jordan Clinic in Fairhope and were you present when they were examined by Dr. H. C. Jordan?

(4) Was Mr. Arnold Brodbeck present when these men arrived at the Clinic? If not, how long after their arrival was it when he came?

(5) Did you hear the conversation between Mr. Arnold Brodbeck and Dr. Jordan, relative to payment for the proposed surgical treatment and nursing that would be given to Murphree and Minor?

(6) State as near as possible what Mr. Brodbeck said to Dr. Jordan in your presence as to paying this expense.

(7) What, if anything, did Mr. Brodbeck say about not charging the two injured men but in putting the financial responsibility on him. Give as near as possible Mr. Brodbeck's language on this occasion.

The above named witness is a non-resident of the State of Alabama, and Plaintiff suggests the name of 1st. Lieut. John J. Cleary, or of any other commissioned officer of the witness's unit as a suitable person to act as Commissioner in taking the above deposition. Both the witness and Commissioner are in the Armed Forces of the United States outside of the State of Alabama in some location unknown to Plaintiff.


Attorney for Plaintiff

STATE OF ALABAMA:
COUNTY OF BALDWIN:

Before me, the undersigned notary, personally appeared this day Mrs. Wanda Moore, who being sworn, says she is bookkeeper and cashier for the Jordan Clinic. That Dr. H. C. Jordan is temporarily out of the State and that she is reliably informed and believes, and on such information states that Paul McGee is now away from the State of Alabama in the Armed Forces of the United States, so that it is necessary to secure his testimony by deposition in the above styled case.

Mrs. Wanda Moore

Subscribed and sworn to before me this the 24th day of October, 1944.

Clifford B. Pinsky
Notary Public, Baldwin County, Alabama.

887
LAW

Linn

H. G. JORDAN
Plaintiff

VS

ARNOLD BRODBECK
Defendant

INTERROGATORIES TO PAUL MC GEE

Executed this 24th day
of September 1946 by signing a copy
of the within on J. B.
Blackburn Attorney for
Defendant
C. E. Harnett
Shrout

Filed Oct 26 1946
J. B. Blackburn

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DEPOSITION OF ROBERT E. MINOR, WITNESS FOR PLAINTIFF

The said witness, known to me to be the person named in the attached interrogatories, being by me duly sworn to tell the truth, in answer to same, testified as here set out.

INTERROGATORY 1. I am 23 years of age and am a Private First Class in Guard Company, 5014 Army Service Unit, Branch United States Disciplinary Barracks, Milwaukee 9, Wisconsin.

INTERROGATORY 2. I am, as of this date, November 25, 1946, serving in the Army of the United States.

INTERROGATORY 3. On the night of December 19, 1942, Kenneth Murphree and I were walking between Fairhope and Pt. Clear when we were struck by an automobile driven by a son of the Defendant. The lights on this car were defective and he struck us and we were both seriously injured. We were taken for treatment to the Jordan Clinic in Fairhope, where we were treated by Dr. H. C. Jordan.

INTERROGATORY 4. Kenneth Murphree was struck and injured at the same time I was, and was knocked unconscious, and stayed in the Infirmary about eight (8) days. I had a broken leg and was not discharged for sixty-two days.

INTERROGATORY 5. At the time we were struck, there was one man with us, Paul McGee. Ray Barwick came to the scene of the accident after we were struck. Neither Paul McGee nor Ray Barwick was hurt and both of them accompanied Murphree and me to the Jordan Clinic.


INTERROGATORY 6. McGee and Barwick were present when Murphree and I were being examined by Dr. Jordan, and as I recall, overheard the conversation that took place while this examination was going on.

INTERROGATORY 7. Mr. Arnold Brodbeck, the Defendant here and father of the young man who was driving the car, came to the Clinic about the time Murphree and I arrived. If he was not there when we arrived, it was only a few minutes before he came.

INTERROGATORY 8. I heard the conversation between Mr. Arnold Brodbeck and Dr. Jordan. When the doctor was asking me about my people and how we could pay for this, Mr. Brodbeck told the doctor not to make any charge to us, but to give us the best attention possible and he would pay all expenses. As far as I recall, what he said was, "you give these boys your best treatment and I will pay for all expenses".

INTERROGATORY 9. I have just stated my recollection of what Mr. Brodbeck said to Dr. Jordan about paying all the expenses of our treatment and cure. He made it very plain that he would care for everything and we were not to be charged anything, and neither Murphree nor I were asked for a cent by Dr. Jordan, although he gave us the best of treatment; in my case he treated me for sixty-two (62) days.

INTERROGATORY 10. As I said before, Mr. Brodbeck expressly stipulated that neither Murphree nor I were to be charged anything for the result of this accident and we were not.


ROBERT E. MINOR, RA-44100942
Pfc, Guard Co., 5014 ASU

I, Clarence B. Ford, Captain, CMP, named as commissioner in the attached commission, hereby certify that the foregoing testimony was taken down in writing by me in answer to the interrogatories propounded to the witness as near as might be in his own language; that after having been written, was read over and signed by him in my presence at my office in the Branch United States Disciplinary Barracks, Milwaukee 9, Wisconsin; that I have personal knowledge of the identity of the witness and am not of counsel nor of kin to either party to the cause, or in anywise interested in the result thereof.

WITNESS my hand and seal as commissioner this the 25th day of November, 1946

Clarence B. Ford

Capt CMP

Adjutant

Br. USDB

Milwaukee 9 Wisconsin

DEPOSITION OF ROBERT H. MINOR, WITNESS FOR PLAINTIFF

n The said witness, known to me to be the person named in the attached interrogatories, being by me duly sworn to tell the truth, in answer to same, testified as here set out.

INTERROGATORY 1. I am 23 years of age and am a Private First Class in Guard Company, 5014 Army Service Unit, Branch United States Disciplinary Barracks, Milwaukee 9, Wisconsin.

INTERROGATORY 2. I am, as of this date, November 25, 1946, serving in the Army of the United States.

INTERROGATORY 3. On the night of December 19, 1942, Kenneth Murphree and I were walking between Fairhope and Pt. Clear when we were struck by an automobile driven by a son of the Defendant. The lights on this car were defective and he struck us and we were both seriously injured. We were taken for treatment to the Jordan Clinic in Fairhope, where we were treated by Dr. H. C. Jordan.

INTERROGATORY 4. Kenneth Murphree was struck and injured at the same time I was, and was knocked unconscious, and stayed in the Infirmary about eight (8) days. I had a broken leg and was not discharged for sixty-two days.

INTERROGATORY 5. At the time we were struck, there was one man with us, Paul McGee. Ray Barwick came to the scene of the accident after we were struck. Neither Paul McGee nor Ray Barwick was hurt and both of them accompanied Murphree and me to the Jordan Clinic.

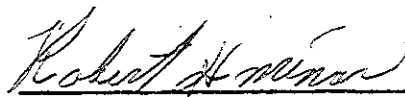
INTERROGATORY 6. McGee and Barwick were present when Murphree and I were being examined by Dr. Jordan, and as I recall, overheard the conversation that took place while this examination was going on.

INTERROGATORY 7. Mr. Arnold Brodbeck, the Defendant here and father of the young man who was driving the car, came to the Clinic about the time Murphree and I arrived. If he was not there when we arrived, it was only a few minutes before he came.

INTERROGATORY 8. I heard the conversation between Mr. Arnold Brodbeck and Dr. Jordan. When the doctor was asking me about my people and how we could pay for this, Mr. Brodbeck told the doctor not to make any charge to us, but to give us the best attention possible and he would pay all expenses. As far as I recall, what he said was, "you give these boys your best treatment and I will pay for all expenses".

INTERROGATORY 9. I have just stated my recollection of what Mr. Brodbeck said to Dr. Jordan about paying all the expenses of our treatment and cure. He made it very plain that he would care for everything and we were not to be charged anything, and neither Murphree nor I were asked for a cent by Dr. Jordan, although he gave us the best of treatment; in my case he treated me for sixty-two (62) days.

INTERROGATORY 10. As I said before, Mr. Brodbeck expressly stipulated that neither Murphree nor I were to be charged anything for the result of this accident and we were not.



ROBERT H. MINOR, RA-44100942
Pfc, Guard Co., 5014 ASU

I, Clarence B. Ford, Captain, CMP, named as commissioner in the attached commission, hereby certify that the foregoing testimony was taken down in writing by me in answer to the interrogatories propounded to the witness as near as might be in his own language; that after having been written, was read over and signed by him in my presence at my office in the Branch United States Disciplinary Barracks, Milwaukee 9, Wisconsin; that I have personal knowledge of the identity of the witness and am not of counsel nor of kin to either party to the cause, or in anywise interested in the result thereof.

WITNESS my hand and seal as commissioner this the 25th day of November, 1946

Clarence B. Ford
Capt CMP
Adjutant
Br US DB
Milwaukee 9 Wisconsin

STATEMENT

FAIRHOPE, ALA., June 26 1943

TO THE JORDAN CLINIC DR.

115 N. SECTION STREET

PHONE 2101

OFFICE HOURS 11 TO 1 AND 3 TO 5

Mr. A. M. BrodbeckPoint Clear, Alabama.For Robert MinorSTATEMENT RENDERED MONTHLY Dec. 19th, 1942 to Feb. 18th, 1943.

Room and board	62 days at \$5 per day	310.	00
Medication			
Operation			
Assistant			
Operating room			
Anesthetist			
Special Nurse			
Nurse's Meals			
Laboratory			
1. Blood Count			
2. Urinalysis			
3. Stool			
4. Other			
X Ray			
Visitor's Meals			
Visitor's Room and Board			
To Professional Services		50.	00
Consultation Fee	One phone call		25
Miscellaneous	Three office calls	6.	00
Feb. 21st, 24th and Mar. 15th, 1943			
	Total	366.	25

RECEIVED PAYMENT _____

194...

STATEMENT

FAIRHOPE, ALA., June 26 1943

TO THE JORDAN CLINIC DR.

115 N. SECTION STREET

PHONE 2101

OFFICE HOURS 11 TO 1 AND 3 TO 5

Mr. A. M. BrodbeckPoint Clear, Alabama.For Kenneth Murphree

(1942) to 28th (1942)

STATEMENT RENDERED MONTHLY Dec. 19th to 22nd. Re. Adm. Dec. 23rd.

Room and board $7\frac{1}{2}$ days at \$5 per. day	37.	50
Medication		
Operation		
Assistant		
Operating room		
Anesthetist		
Special Nurse		
Nurse's Meals		
Laboratory		
1. Blood Count		
2. Urinalysis		
3. Stool		
4. Other		
X Ray		
Visitor's Meals		
Visitor's Room and Board		
To Professional Services	50.	00
Consultation Fee		
Miscellaneous		
Total	87.	50

RECEIVED PAYMENT

194...